

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

BERT C. ROBERTS, JR., Plaintiff	x
	)
	)
v.	)
	)
ASSOCIATED ELECTRIC & GAS	)
INSURANCE SERVICES LIMITED, et al,	)
Defendants	)
	)

Civil Action

Case No. 1:04-cv-04089-DLC

Judge Denise L. Cote

**MOTION FOR ADMISSION OF  
DAN A. BAILEY PRO HAC VICE**

LOUIS A. SCARCELLA, an attorney duly admitted to the Bar of this Court, based upon the accompanying affidavit of Dan A. Bailey, Esq., hereby moves the admission of Dan A. Bailey, Esq., *pro hac vice*, as counsel to Associated Electric & Gas Insurance Service Limited, in the above-captioned case, to argue and try this action in whole or in part. Dan A. Bailey, Esq. is a member in good standing of the Bar of the State of Ohio, admitted to practice before all state courts in Ohio since 1978. Mr. Bailey is admitted to practice before the United States District Court for the Southern District of Ohio.

Dated: Uniondale, New York  
July 15, 2004

SCARCELLA ROSEN & SLOME LLP

By: /s/ Louis A. Scarella  
Louis A. Scarella (LS-3479)

Attorneys for Associated Electric & Gas  
Insurance Services Limited

333 Earle Ovington Boulevard  
Ninth Floor  
Uniondale, New York 11553  
(516) 227-1600

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INSURANCE SERVICES LIMITED, et al, )  
Defendants ) Judge Denise L. Cote  
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-----x

**AFFIDAVIT OF DAN A. BAILEY, ESQ.**  
**SEEKING ADMISSION PRO HAC VICE**

DAN A. BAILEY, being duly sworn, deposes and says:

1. I am a member of the firm of Bailey Cavalieri LLC, One Columbus, 10 West Broad Street, Columbus, Ohio 43215.
2. I make this Affidavit in accordance with Local Rule 1.3(c) of the Local Rules of the United States District Court for the Southern and Eastern Districts of New York in support of my application for admission pro hac vice.
3. I received a B.S. degree from Bowling Green State University in 1975 and a Juris Doctorate from Ohio State University, College of Law in 1978. I am a member in good standing of the Bar of the State of Ohio, admitted to practice before all state Courts in Ohio since 1978. Annexed to this affidavit is a certificate of good standing issued by the Director, Attorney Services Division of the Supreme Court of Ohio.

4. I am also admitted to practice in the United States District Court for the Southern District of Ohio.

5. I have never been held in contempt of court, censured, suspended or disbarred by any court. No disciplinary matters are now pending against me.

6. Associated Electric & Gas Insurance Services Limited has requested that Bailey Cavalieri LLC represent it in this action, with me serving as one of its principal counsel.

7. I am familiar with the provisions of Judicial Code (Title 28 U.S.C.), which pertains to the jurisdiction of and practice in the United States District Court; the Federal Rules of Civil Procedure and the Federal Rules of Evidence; and the Code of Professional Responsibility of the American Bar Association. I have reviewed a copy of the Local Civil Rules of the United States District Court for the Southern District of New York, and undertake to abide by them.

/s/ Dan A. Bailey  
DAN A. BAILEY

Sworn to before me this  
12<sup>th</sup> day of July, 2004

/s/ Janet M. Dawson  
Notary Public  
Notary Republic State of Ohio  
My Commission Expires 05-12-09

# The Supreme Court of Ohio

## C E R T I F I C A T E

I, RICHARD A. DOVE, Director of the Attorney Services Division of the Supreme Court of Ohio, do hereby certify that I am the custodian of the records of the Attorney Registration Section of the Supreme Court and that the Attorney Services Division is responsible for reviewing Court records to determine the status of Ohio attorneys. I further certify that, having fulfilled all of the requirements for admission to the practice of law in Ohio,

Daniel Allen Bailey

was admitted to the practice of law in Ohio on November 20, 1978; has registered as an active attorney pursuant to the Supreme Court Rules for the Government of the Bar of Ohio; is in good standing with the Supreme Court of Ohio; and is entitled to practice law in this state.

IN TESTIMONY WHEREOF, I have subscribed my name and affixed the seal of the Supreme Court, this 15th day of July, 2004.

RICHARD A. DOVE  
*Director, Attorney Services Division*

Jessica B. Christoff  
*Attorney Services Counsel*

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 )  
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**ORDER GRANTING MOTION FOR  
ADMISSION OF  
DAN A. BAILEY PRO HAC VICE**

Louis A. Scarella, Esq., a member in good standing of the Bar of this Court, having moved for the admission of Dan A. Bailey, Esq., for admission *pro hac vice*, to argue and try this action in whole or in part, and the Court having read and filed the Affidavit of Dan A. Bailey, Esq., sworn to on July 12, 2004, and there being no objections and after due deliberation, it is hereby

ORDERED, that Dan A. Bailey, Esq., be admitted to the Bar of this Court *pro hac vice* to argue and try this action in whole or in part on behalf of defendant Associated Electric & Gas Insurance Services Limited.

Dated: New York, New York  
July \_\_, 2004

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Honorable Denise L. Cote  
United States District Judge